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October 23, 2020

VIA ELECTRONIC FILING

The Honorable Leonard P. Stark
United States District Court
District of Delaware
844 North King Street
Wilmington, DE 19801

Re: *Crystallex International Corp. v. Bolivarian Republic of Venezuela*,
C.A. No. 17-151-LPS

Dear Chief Judge Stark:

I write on behalf of the Bolivarian Republic of Venezuela, Petróleos de Venezuela, S.A., PDV Holding, Inc., and CITGO Petroleum Corporation in the above-captioned litigation in response to Plaintiff Crystallex International Corp.’s October 21, 2020 letter regarding the opinion issued in the bondholder litigation in the Southern District of New York, *see D.I. 231*.

Crystallex asserts that “this development makes it even more imperative for this Court promptly to order the sale process that Crystallex has requested,” *id.* at 2, but the opposite is true. PDVH pledged the 50.1% collateral interest in its shares of CITGO Holding, Inc. as purported security for the 2020 bonds in 2016. *See D.I. 231-1* at 10-11. That has not changed. In any event, the notion that “this development” necessitates urgency ignores that the court’s opinion is not yet in the form of a final judgment, and subject to further litigation not just in a potential appeal, but before the district court itself. *See id.* at 68.

Moreover, Crystallex does not ask the Court to order an execution sale or a contingent auction now, because no such sale or auction can take place unless and until OFAC grants Crystallex a license. (Like Crystallex, the bondholders in the New York litigation may not currently take any steps to execute on an eventual judgment in the absence of a specific license from OFAC. *See General License 5E.*) An unnecessary order from this Court setting the “process that Crystallex has requested” for a sale that might never occur would not alleviate any impact of the 2020 bond litigation on the value of the PDVH shares if and when they are actually sold.

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Respectfully,

/s/ Kenneth J. Nachbar

Kenneth J. Nachbar (#2067)

Enclosure

cc: All Counsel of Record (via CM/ECF)